



Docket No.: 64995(70904)  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Kazuhiro Kondo

Application No.: 10/570,589

Filed: February 28, 2006

For: RECOMBINANT VIRUS VECTOR  
ORIGINATING IN HHV-6 OR HHV-7  
METHOD OF PRODUCING THE SAME,  
METHOD OF TRANSFORMING HOST  
CELL USING THE SAME, HOST CELL  
TRANSFORMED THEREBY AND GENE  
THERAPY METHOD USING THE SAME

Confirmation No.: 5282

Art Unit: N/A

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Defective Response mailed September 12, 2008, Applicant respectfully submits a Sequence Listing Diskette, a Sequence Listing Paper Copy, Statement Pursuant to 37 CFR 1.821(f), and a copy of the Notice.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 64995(70904). A duplicate copy of this paper is enclosed.

Dated: October 14, 2008

Respectfully submitted,

By   
Gregory B. Butler, Ph.D., Esq.  
Registration No.: 34,558  
EDWARDS ANGELL PALMER & DODGE  
LLP  
P.O. Box 55874  
Boston, Massachusetts 02205  
(617) 439-4444  
Attorneys/Agents For Applicant

Customer No. 21874



OCT 14 2008

Application No. (if known): 10/570,589

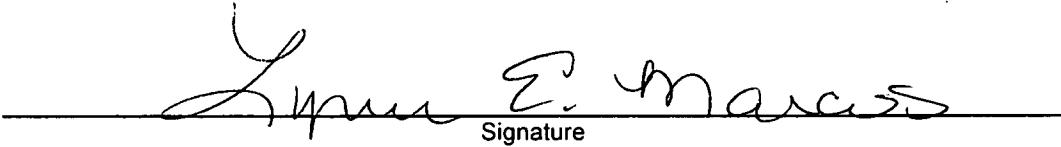
Attorney Docket No.: 64995(70904)

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EM258210860US in an envelope addressed to:

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on October 14, 2008  
Date

  
Signature

Lynn Marcus

Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Response to Notification of Defective Response (2 pages)  
Sequence Listing Statement (2 pages)  
Sequence Listing Diskette  
Sequence Listing Paper Copy (222 pages)  
Copy of Notice of Defective Response (2 pages)